



10/13/01
PATENT

Attorney Docket No.: A-68752/RFT/RMK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HAMMERMAN, *et al.*

Serial No.: 09/222,460

Filed: December 29, 1998

For: COMPOSITION AND METHOD
FOR IMPROVING FUNCTION
OF EMBRYONIC KIDNEY
TRANSPLANTS

) Examiner: F. Moezie

) Group Art Unit: 1653

)

CERTIFICATE OF MAILING

) I hereby certify that this correspondence, including listed
enclosures, is being deposited with the United States
Postal Service as First Class Mail in an envelope
addressed to: Assistant Commissioner for Patents,
Washington, D.C. 20231 on October 2, 2001.

) Signed: Mary McFarland
Mary McFarland

RECEIVED

OCT 11 2001

TECH CENTER 1600/2900

RESPONSE TO OFFICE ACTION

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

This is in response to the Office Action dated April 5, 2001, for the above-identified U.S. Patent Application. This response is timely filed with a petition for extension of time and requisite fee under 37 CFR § 1.17.

The Assistant Commissioner is hereby authorized to charge any additional fees, including extension fees or other relief as may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our File A-68752/RFT/RMK).

AMENDMENTS

In the Claims:

Please cancel claims 2, 3, 6, 10-16, 18, 19 and 21 without prejudice.

Please amend the claims as follows:

C1 D1

1. (Amended) A method for the treatment of metanephric tissue for transplantation into a recipient comprising contacting said metanephric tissue, *in vitro*, with a growth factor-containing composition comprising one or more growth factors for metanephric development prior to transplanting said metanephric tissue into said recipient.